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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
(SAN FRANCISCO DIVISION)**

IN RE: BEXTRA AND CELEBREX ) MDL CASE NO.: 05-CV-1699  
MARKETING SALES PRACTICES AND )  
PRODUCT LIABILITY LITIGATION )

ACQUAROLE, et al., ) CASE NO. CGC-06-449463  
Plaintiffs, ) MDL Case No. 06-2392 CRB  
vs. )  
 ) STIPULATION AND ORDER OF  
 ) DISMISSAL WITH PREJUDICE  
 ) AS TO PLAINTIFF CHARLES ANDRADE  
 )

COME NOW, Plaintiff CHARLES ANDRADE and Defendants PFIZER, INC., et al., by  
and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),

1 and hereby stipulate to the dismissal of Plaintiff CHARLES ANDRADE from this action, with  
2 prejudice, each side bearing its own attorney's fees and costs.

3  
4 Respectfully submitted,

5 Dated: September 24, 2009

6 **KABATECK BROWN KELLNER LLP**

7 By:

8 Brian S. Kabateck, Esq.

9 Attorneys for Plaintiff CHARLES ANDRADE

10 Dated: October 27, 2009

11 **DLA PIPER LLP**

12 By:

13 /S/

14 Matthew A. Holian

15 Attorney for Defendants PFIZER, INC., et al.

16 **ORDER**

17  
18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**  
19 **SO ORDERED.**

20 Dated: OCT 29 2009

21 Honorable Charles R. Breyer  
22 United States District Court